



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Fukumura *et al.*  
Appl. No.: 09/843,922  
Filed: April 30, 2001  
For: Negative-Sense RNA Virus Vector  
for Nerve Cell

Confirmation No.: 2336  
Art Unit: 1633  
Examiner: Kelly, Robert M.  
Atty. Docket: 2144.0270001/RWE

**Notice of Appeal From the Examiner to the Board  
of Patent Appeals and Interferences – Large Entity**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

*Mail Stop AF*

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final decision of the Examiner dated March 28, 2006, in which claims 16-18 and 22 were finally or twice rejected.

The fee (for a large entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 41.20(b)(1)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is provided in the attached PTO-2038 Credit Card Payment Form. In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: September 28, 2006

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